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PATENT

Case SO 3221/00//US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Phippard et al.

GROUP ART UNIT: 1632

SERIAL NUMBER: 09/765,231

EXAMINER: L. Chen

FILED: January 17, 2001

DATE: April 22, 2003

TITLE: OSTEOARTHRITIS TISSUE-DERIVED NUCLEIC ACIDS, POLYPEPTIDES, VECTORS, AND CELLS

I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner of Patents and Trademarks, Washington D.C. 20231
on April 22, 2003
Rachel A. Polster

Rachel A. Polster Date: April 22, 2003

AMENDMENT AND REPLY UNDER 37 C.F.R. § 1.111

I. INTRODUCTORY COMMENTS

Commissioner of Patents and Trademarks

Washington, D. C. 20231

Sir:

This is in response to the Office Action dated October 22, 2002, the Shortened Statutory Period for Response for which is set to expire on January 22, 2003. A three-month extension of time to April 22, 2003 is requested. Please charge any appropriate fees to Deposit Account No. 19-1025.

It is requested that the requirements under 37 CFR 1.121 be waived according to the Notice of February 25, 2003 (Official Gazette of the USPTO, Vol. 1267 Number 4) titled "Amendments in a Revised Format Now Permitted."

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CERTIFICATE OF MAILING BY FIRST-CLASS MAIL (37 CFR 1.8)

Serial No: 09/765,231

Filing Date: January 18, 2001

Group Art Unit: 1632

Docket No: 3221/00/US

Invention: Osteoarthritis Tissue-Derived Nucleic Acids, Polypeptides, Vectors, and Cells

Date of Deposit: April 22, 2003

I hereby certify that these papers or fee is being deposited with the United States Post Office to Addressee service under 37 CFR 1.10 & 1.8 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231

Fee Transmittal

Petition for Extension of Time

Joint Declaration for Patent Application

Amendment

Return Postcard

Rachel A. Polster

(Typed or printed name of person mailing paper or fee)

Rachel A. Polster

(Signature of person mailing paper or fee)



PTO/SB/17 (11-01)

Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$930.00

Complete if Known

Application Number	09/765,231
Filing Date	January 18, 2001
First Named Inventor	Phippard
Examiner Name	L. Chen
Group Art Unit	1632
Attorney Docket No.	3221/00/US

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METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number **19-1025**

Deposit Account Name **Pharmacia Corporation**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) during the pendency of this application

Charge fee(s) indicated below, except for the filing fee to the above identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	
SUBTOTAL (1)					930.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims	Fee from below	Fee Paid
Total Claims <input type="text"/> -20** = <input type="text"/> 0	X <input type="text"/>	= <input type="text"/> 0.00
Independent Claims <input type="text"/> - 3** = <input type="text"/> 0	X <input type="text"/>	= <input type="text"/> 0.00
Multiple Dependent <input type="text"/>		= <input type="text"/>

Large Entity	Small Entity	Fee Description			
Fee Code (\$)	Fee Code (\$)				
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)		\$0.00			

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205 65 Surcharge - late filing fee or oath	
127	50	227 25 Surcharge - late provisional filing fee or cover sheet	
139	130	139 130 Non - English specification	
147	2,520	147 2,520 For filing a request for ex parte reexamination	
112	920*	112 920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113 1,840* Requesting publication of SIR after Examiner action	
115	110	215 55 Extension for reply within first month	
116	400	216 200 Extension for reply within second month	
117	920	217 460 Extension for reply within third month	
118	1,440	218 720 Extension for reply within fourth month	
128	1,960	228 980 Extension for reply within fifth month	
119	320	219 160 Notice of Appeal	
120	320	220 160 Filing a brief in support of an appeal	
121	280	221 140 Request for oral hearing	
138	1,510	138 1,510 Petition to institute a public use proceeding	
140	110	240 55 Petition to revive - unavoidable	
141	1,280	241 640 Petition to revive - unintentional	
142	1,280	242 640 Utility issue fee (or reissue)	
143	460	243 230 Design issue fee	
144	620	244 310 Plant issue fee	
122	130	122 130 Petitions to the Commissioner	
123	50	123 50 Processing fee under 37 CFR § 1.17(q)	
126	180	126 180 Submission of Information Disclosure Statement	
581	40	581 40 Recording each patent assignment per property (times number of properties)	
146	740	246 370 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249 370 For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279 370 Request for Continued Examination (RCE)	
169	900	169 900 Request for expedited examination of a design application	
Other fee (specify)			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

\$930.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Rachel A. Polster	Registration No. (Attorney/Agent)	47,004	Telephone	314-274-7354
Signature	<i>Rachel A. Polster</i>		Date	<i>April 22, 2003</i>	

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